

**BARRY J. PORTMAN**  
Federal Public Defender  
**ERIC MATTHEW HAIRSTON**  
Assistant Federal Public Defender  
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San Francisco, CA 94102  
Telephone: (415) 436-7700

Counsel for Defendant Garrido

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

V.

CARLOS GARRIDO,

Defendant.

No. CR 07-00754 PJH

DECLARATION OF  
ERIC MATTHEW HAIRSTON  
IN SUPPORT OF MOTION TO  
SUPPRESS, MOTION  
REGARDING IMPROPER AND  
PREJUDICIAL JOINDER

**Court:** Hon. Phyllis J. Hamilton  
**Date:** April 30, 2008  
**Time:** 1:30 p.m.

I, Eric Matthew Hairston, declare as follows:

I. I am an Assistant Federal Public Defender for the Northern District of California. I make this declaration in support of Carlos Garrido's Motion to Suppress and Motion Regarding Improper and Prejudicial Joinder. I have knowledge of the facts set forth below and, if called as a witness in this matter, could and would competently testify to them.

II. Attached hereto as Exhibit A is a true and correct copy of the superseding indictment filed in this matter on March 6, 2008.

III. Attached hereto as Exhibit B is a true and correct copy of SFPD Incident Report No. 060 217 552, dated February 25, 2006 and received from the government as discovery in this

1 matter.

2 I declare under penalty of perjury that the foregoing is true and correct. Signed this 4<sup>th</sup>  
3 day of April, 2008 in San Francisco, California.

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5 Dated: April 4, 2008

6 Respectfully submitted,

7 BARRY J. PORTMAN  
8 Federal Public Defender

9 /S/

10 ERIC MATTHEW HAIRSTON  
11 Assistant Federal Public Defender  
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